

MONTEREY COUNTY



DEPARTMENT OF HEALTH LEN FOSTER, Director

ADMINISTRATION
ANIMAL SERVICES
BEHAVIORAL HEALTH

CLINIC SERVICES
COMMUNITY HEALTH
EMERGENCY MEDICAL SERVICES

ENVIRONMENTAL HEALTH
OFFICE OF THE HEALTH OFFICER
PUBLIC GUARDIAN

August 31, 2006

Ms. JoAnn Jaschke
Cal/EPA
1001 I Street, 4th Floor
Sacramento, CA 95814

Re: CUPA Evaluation Deficiency Status Report

Dear Ms. Jaschke:

Thank you for the opportunity to report on the progress Monterey County has made toward correcting the deficiencies noted in our May 16-17 evaluation. We have corrected all 3 deficiencies noted in the evaluation, and have followed up on additional recommendations, as documented below

Deficiency #1: The CUPA is not consistently enforcing the return to compliance for minor violations identified during compliance inspections.

CUPA Correction: We are correcting this deficiency in two ways. First, we have revised and are having all inspectors use, a new Return to Compliance form (attached). The form is handed to all facilities with minor violations with instructions to sign and return after the violations are corrected. Second, we have adopted a new data entry policy whereby corrections of all minor violations are now logged into the Envision database system.

Deficiency #2: The CUPA is not providing hazardous material inventory information to the public in accordance with Health & Safety Code Section 25506(a)

CUPA Correction: We immediately corrected this deficiency by instituting a new policy whereby all files reviewed by the public are provided with a comprehensive list of hazardous materials handled on site, including all information required (amount, physical state, type of container, etc) except the precise location where the hazardous materials are stored.

Deficiency #3: The CUPA has not met the mandated inspection frequency for UST facility compliance inspections during the last year, FY 2004-2005.

CUPA Correction: The deficiency was corrected the following year, in FY 2005-2006, when we inspected approximately 100% (97.9%) of UST facilities.

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Therefore, we have corrected all 3 deficiencies noted in the May 16-17, 2006 CUPA evaluation. We continue to work to refine and improve the CUPA Program in Monterey County, and are also following through on other recommendations made by evaluation staff during their visit. For example we are completing an internal review and evaluation of our new Administrative Enforcement Policy and should have the Policy available for use by the end of 2006. We have also provided additional training to inspectors regarding the Hazardous Waste Tracking System (HWTS) and Satellite Accumulation, as mentioned in the Observation and Recommendation Section.

Feel free to contact Mr. Bruce Welden at (831) 755-4680 if you have any questions or require additional information regarding the Monterey County CUPA.

Sincerely,

A handwritten signature in cursive script that reads "Richard LeWarne".

Richard LeWarne, R.E.H.S.
Assistant Director of Environmental Health

Enc:

Monterey County Health Department
Division of Environmental Health
Certified Unified Program Agency

1270 Natividad Rd., Room B301, Salinas CA. 93906
Ph. (831) 755-4511 Fax (831) 755-8954
www.co.monterey.ca.us



FACILITY CERTIFICATION OF RETURN TO COMPLIANCE

Facility Name: _____	Date of Inspection: _____
Facility Address: _____	Permit Number: _____

TYPE OF INSPECTION:				
<input type="checkbox"/> Routine	<input type="checkbox"/> Follow-up	<input type="checkbox"/> Complaint	<input type="checkbox"/> UST Testing/Maintenance/Repair	<input type="checkbox"/> Other

THE FOLLOWING VIOLATIONS EXIST AT THE ABOVE SITE:

VIOLATIONS MUST BE CORRECTED AND THE CERTIFICATION OF RETURN TO COMPLIANCE MUST BE SUBMITTED BY:

Printed Name of CUPA Inspector

Signature of CUPA Inspector

Date

Return the Certification of Return to Compliance form with a copy of your inspection report with the violations documented.

Please be aware that failure to return the Certification of Compliance form may result in a re-inspection of the facility. The facility will be charged for the re-inspection at the Department's current hourly rate.

I certify under penalty of law that:

1. Respondent has corrected the violations cited.
2. I have personally examined any documentation attached to the certification to establish that the violations have been corrected.
3. Based on my examination of the attached documentation and inquiry of the individuals who prepared or obtained it, I believe that the information is true, accurate, and complete.
4. I am authorized to file this certification on behalf of the Responder.
5. I am aware that there are significant penalties for submitting false information including the possibility of fine and imprisonment for knowing violations.

Printed Name of Facility Representative

Signature of Facility Representative

Date

White Copy = Owner/Operator

Yellow Copy = Return to: MCHD-DEH/HAZMAT, 1270 Natividad Rd., B301, Salinas, CA 93906

Black Copy = CUPA Inspector